

*approved to extend
05/08 MD 3500.02
incoming*

From: Steve Alder
To: Beth Ericksen; Dana Dean; Vickie Southwick
Date: 4/29/2008 11:34 AM
Subject: Fwd: FW: Extension to NOV No. N2007-58-01

This should be in the file.

>>> "Malmquist, Michael" <MMalmquist@parsonsbehle.com> 4/29/2008 11:01 AM >>>

From: Mary Ann Wright [<mailto:maryannwright@utah.gov>]
Sent: Tuesday, August 21, 2007 6:32 PM
To: McGowan Jackson, Rohan (KUCC)
Cc: Beth Ericksen; Daron Haddock; Susan White; Tom Munson
Subject: Re: Extension to NOV No. N2007-58-01

Rohan:

I have received your email request and am in accord with a 3 week extension while we meet and discuss the NOV and its affirmative obligations. I will likewise check here as to the availability of personnel to meet on the suggested days of 30 or 31 August. Thank you,

>>> "McGowan Jackson, Rohan (KUCC)" <jacksor1@riotinto.com> 08/21/2007 6:22 PM >>>

Dear Mary Ann

Following from our brief telephone conversation, the purpose of this note is to officially confirm KUC's request for a nominal 3 week extension to the time requirements associated with NOV No. N2007-58-01 issued on 8th August 2007. I understand from our discussion that you have verbally agreed to this extension request.

As discussed, KUC has substantive concerns regarding the issuing of the NOV. In addition, we have some confusion regarding the specific 'required actions' listed within the NOV. In this regard, I understand the purpose of the nominal 3 week extension is to allow time for KUC and DOGM to hold a compliance conference - in order to discuss the issuance of the NOV and resolve any possible misunderstanding surrounding the specific 'action requirements' contained within the NOV.

I understand that you are available on Thursday 30th August and/or Friday 31st August. I will follow up internally and get back to you to confirm whether these dates will work for the KUC team. In this regard, confirming as mentioned, that KUC will likely seek to have legal council represented at the compliance conference. If these dates do not work - then we will endeavor to find an alternative mutually convenient date as soon as possible.

Thank you for calling me back and for agreeing to KUC's request for the extension and compliance conference. As mentioned I believe that circumstance warrants the opportunity for KUC and DOGM to discuss this matter further - consistent with the positive engagement approach we have achieved over recent months.

Please send me back a return email confirming receipt of this correspondence.

Kind Regards

Rohan

Rohan McGowan-Jackson

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IS
"CONFIDENTIAL"

INCOMING DATE- 04/29/2008

OUTGOING DATE- _____

FROM: Steve Nader

TO: Beth Eichsner, Dana Dean, Mike Southwick

SUBJECT: Extension to NOV

no. N2007-58-01

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